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6 JOSEPH SCHEINUCK,

No. C 09-0727 WHA (PR)

7 Plaintiff,

ORDER VACATING HEARING

8 v.

9 CAPTAIN D. SEPULVEDA,

10 Defendant.

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14 Pursuant to the order of service dated September 30, 2009, no hearing shall be held on
15 defendant's motion for summary judgment. Consequently, the hearing noticed by defendant for
16 May 13, 2010, is **VACATED**.

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18 **IT IS SO ORDERED.**

19 Dated: May 10, 2010

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WILLIAM ALSUP
21 UNITED STATES DISTRICT JUDGE